

AN ORDINANCE

06-O-2701

BY COUNCILMAN C. T. MARTIN, NATALYN M. ARCHIBONG, AND
CEASAR C. MITCHELL

AS SUBSTITUTED BY ~~FULL COUNCIL~~ *Finance/Executive Committee*

AN ORDINANCE TO AMEND SECTION 2-183 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA BY ADDING A SUBSECTION "(b)" WHICH SHALL PROVIDE THAT ALL OPEN RECORDS REQUESTS WHICH ARE FORWARDED TO ANY DEPARTMENT, BUREAU, DIVISION, OFFICE, OR UNIT OF CITY GOVERNMENT, SHALL, WITHIN TWO (2) BUSINESS DAYS OF THE RECEIPT THEREOF, BE FORWARDED TO THE PRESIDENT AND ALL MEMBERS OF COUNCIL BY HAND-DELIVERY TO THE OFFICE OF THE MUNICIPAL CLERK OR VIA E-MAIL TO THE MUNICIPAL CLERK, AND A COPY OF THE RESPONSE COVER LETTER AND A DETAILED LIST OF THE DOCUMENTS PROVIDED PURSUANT TO ANY SUCH OPEN RECORDS REQUESTS, SHALL ALSO BE PROVIDED TO THE PRESIDENT AND ALL MEMBERS OF COUNCIL BY HAND-DELIVERY TO THE MUNICIPAL CLERK OR VIA E-MAIL TO THE MUNICIPAL CLERK, WITHIN TWO (2) BUSINESS DAYS AFTER THE RESPONSE IS MADE; TO WAIVE CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, requests for public records and information are regularly received by departments, bureaus, divisions, offices, and units of city government, and

WHEREAS, the responses to such requests, should be consistent with the public policy of the City of Atlanta, and

WHEREAS, the city council should monitor this process to assure that responses are consistent with the city's public policy, as well as for informational purposes.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS
as follows:

Section 1: Section 2-183 of the Code of Ordinances of the City of Atlanta, Georgia which presently provides as follows:

Sec. 2-183. Department heads under supervision and direction of mayor; exception; responsibilities.

The department heads of each of the departments, with the exception of the heads of the departments of finance and law, shall be under the direction and supervision of the mayor. The departments of finance and law shall be responsible jointly to the mayor and council. Each department head shall be responsible for the detailed administration and direction of the affairs and operation of the department and the bureaus and offices under his or her supervision, shall exercise both detailed and general management and control thereof, and shall direct and supervise the detailed operations of the respective bureau and office directors under their jurisdiction.

is hereby amended by designating the current text as subsection "(a)" and by creating a subsection (b) which shall provide as follows:

(b) Notwithstanding the provisions contained in subsection (a) above, all open records requests (whether or not made pursuant to The Georgia Open Records Act which are forwarded to any department, bureau, division, office, or unit of city government, shall, within two (2) business days of the receipt of any such request, be forwarded to the president and all members of council by hand-delivery to the Office of the Municipal Clerk or via e-mail to *municipalclerk@atlantaga.gov*. A copy of the Open Records Response cover letter and a detailed list of the documents provided pursuant to any such open records requests, shall also be provided to the president and all members of council by hand-delivery to the Office of the Municipal Clerk or via e-mail to the above e-mail address within two (2) business days after the response is made.

So that when amended, said Section 2-183 shall provide as follows:

Sec. 2-183. Department heads under supervision and direction of mayor; exception; responsibilities.

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by hand-delivery to the Office of the Municipal Clerk or via e-mail to the above e-mail address, within two (2) business days after the response is made.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of any such conflict.

CONDITION FOR APPROVAL FORM
(TO ACCOMPANY LEGISLATION)

COMMITTEE: FINANCE/EXEC

DATE: 2/14/7

ORDINANCE # ⁰⁶⁻⁰⁻²⁷⁰¹ 07-06253 RESOLUTION # _____

REQUESTED BY: Committee

DIRECTED TO: Law Department

NATURE OF CONDITION FOR APPROVAL:

Prepare Substitute to correct language
as I identified.

WHEN IS THIS INFORMATION DUE, AND TO WHOM?

prior to 2/19/7 Full Council Meeting

WILL THIS RESULT IN AN AMENDMENT TO THE LEGISLATION?

YES () NO ()

WILL THIS RESULT IN A SUBSTITUTE TO THE LEGISLATION?


YES (✓) NO ()

HAS THIS INFORMATION BEEN RECEIVED? YES () NO ()

DATE OF RECEIPT: _____

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BY COUNCILMAN C. T. MARTIN

 06-0-2701

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(b) Notwithstanding the provisions contained in subsection (a) above, all open records requests (whether or not made pursuant to O.C.G.A §§ 50-18-70 to 50-18-77) which are forwarded to any department, bureau, division, office, or unit of city government, shall, within forty eight (48) hours of the receipt of any such request, be forwarded to the president and all members of council via the municipal clerk, and any and all responses to any such open records requests, shall also be provided to the president and all members of council via the municipal clerk, within forty eight (48) hours after the response is made.

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